

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

MOBIUS MANAGEMENT SYSTEMS, INC.,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 05-346 SLR
)	
ACARTUS, INC. and EMC CORPORATION,)	
)	
Defendants.)	
)	

STIPULATION AND ORDER

WHEREAS, the Court previously entered an Amended Scheduling Order on March 28, 2007 (D.I. 97) that reply briefs on summary judgment shall be served and filed no later than May 14, 2007; and resetting the Pretrial Conference for July 23, 2007 at 4:30 PM; and

WHEREAS, defendants' counsel needs and would appreciate the Court's accommodation of one additional day in order to file their reply summary judgment brief because of the schedule of lead counsel who is engaged in hearings in another matter and so that there is sufficient time for client comments;

IT IS HEREBY STIPULATED AND AGREED by plaintiff Mobius Management Systems, Inc. and defendants Acartus, Inc. and EMC Corporation, and subject to the approval of the Court, that:

1. The date by which Acartus may file and serve its reply brief in support of its summary judgment motion is extended to and including May 15, 2007.
2. All other dates in the schedule remain the same.

PROCTOR HEYMAN LLP

/s/ Patricia L. Enerio

Kurt M. Heyman (# 3054)
Patricia L. Enerio (#3728)
1116 West Street
Wilmington, DE 19801
302.472.7300

OF COUNSEL:

Randy Lipsitz
Jonathan M. Wagner
Marjorie E. Sheldon
KRAMER LEVIN NAFTALIS & FRANKEL LLP
1177 Avenue of the Americas
New York, NY 10036
212.715.9100

*Attorneys for Plaintiff
Mobius Management Systems, Inc.*

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

/s/ James W. Parrett, Jr.

Mary B. Graham (#2256)
James W. Parrett, Jr. (#4292)
1201 N. Market Street
P.O. Box 1347
Wilmington, DE 19801
302.658.9200

OF COUNSEL:

Robert S. Frank Jr.
Paul D. Popeo
G. Mark Edgerton
CHOATE, HALL & STEWART LLP
Two International Place
Boston, MA 02110
617.248.5000

*Attorneys for Defendants Acartus, Inc.
and EMC Corporation*

SO ORDERED THIS ____ day of _____, 2007

The Honorable Sue L. Robinson
United States District Court Judge